



General Assembly

February Session, 2020

Raised Bill No. 199

LCO No. 1414



Referred to Committee on INSURANCE AND REAL ESTATE

Introduced by:
(INS)

***AN ACT CONCERNING REQUIRED HEALTH INSURANCE
COVERAGE FOR LOW PROTEIN MODIFIED FOOD PRODUCTS,
AMINO ACID MODIFIED PREPARATIONS AND SPECIALIZED
FORMULAS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 38a-492c of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective January 1, 2021*):

3 (a) For purposes of this section:

4 (1) "Inherited metabolic disease" includes (A) a disease for which
5 newborn screening is required under section 19a-55; and (B) cystic
6 fibrosis.

7 (2) "Low protein modified food product" means a product formulated
8 to have less than one gram of protein per serving and intended for the
9 dietary treatment of an inherited metabolic disease under the direction
10 of a physician.

11 (3) "Amino acid modified preparation" means a product intended for
12 the dietary treatment of an inherited metabolic disease under the

13 direction of a physician.

14 (4) "Specialized formula" means a nutritional formula [for children
15 up to age twelve] that is exempt from the general requirements for
16 nutritional labeling under the statutory and regulatory guidelines of the
17 federal Food and Drug Administration and is intended for use solely
18 under medical supervision in the dietary management of specific
19 diseases.

20 (b) Each individual health insurance policy providing coverage of the
21 type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469
22 delivered, issued for delivery, renewed, amended or continued in this
23 state shall provide coverage for amino acid modified preparations and
24 low protein modified food products for the treatment of inherited
25 metabolic diseases if the amino acid modified preparations or low
26 protein modified food products are prescribed for the therapeutic
27 treatment of inherited metabolic diseases and are administered under
28 the direction of a physician.

29 (c) Each individual health insurance policy providing coverage of the
30 type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469
31 delivered, issued for delivery, renewed, amended or continued in this
32 state shall provide coverage for specialized formulas when such
33 specialized formulas are medically necessary for the treatment of a
34 disease or condition and are administered under the direction of a
35 physician.

36 (d) Such policy shall provide coverage for such preparations, food
37 products and formulas on the same basis as outpatient prescription
38 drugs.

39 Sec. 2. Section 38a-518c of the general statutes is repealed and the
40 following is substituted in lieu thereof (*Effective January 1, 2021*):

41 (a) For purposes of this section:

42 (1) "Inherited metabolic disease" includes (A) a disease for which

43 newborn screening is required under section 19a-55; and (B) cystic
44 fibrosis.

45 (2) "Low protein modified food product" means a product formulated
46 to have less than one gram of protein per serving and intended for the
47 dietary treatment of an inherited metabolic disease under the direction
48 of a physician.

49 (3) "Amino acid modified preparation" means a product intended for
50 the dietary treatment of an inherited metabolic disease under the
51 direction of a physician.

52 (4) "Specialized formula" means a nutritional formula [for children
53 up to age twelve] that is exempt from the general requirements for
54 nutritional labeling under the statutory and regulatory guidelines of the
55 federal Food and Drug Administration and is intended for use solely
56 under medical supervision in the dietary management of specific
57 diseases.

58 (b) Each group health insurance policy providing coverage of the
59 type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469
60 delivered, issued for delivery, renewed, amended or continued in this
61 state shall provide coverage for amino acid modified preparations and
62 low protein modified food products for the treatment of inherited
63 metabolic diseases if the amino acid modified preparations or low
64 protein modified food products are prescribed for the therapeutic
65 treatment of inherited metabolic diseases and are administered under
66 the direction of a physician.

67 (c) Each group health insurance policy providing coverage of the type
68 specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469
69 delivered, issued for delivery, renewed, amended or continued in this
70 state shall provide coverage for specialized formulas when such
71 specialized formulas are medically necessary for the treatment of a
72 disease or condition and are administered under the direction of a
73 physician.

74 (d) Such policy shall provide coverage for such preparations, food
75 products and formulas on the same basis as outpatient prescription
76 drugs.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>January 1, 2021</i>	38a-492c
Sec. 2	<i>January 1, 2021</i>	38a-518c

Statement of Purpose:

To require health insurance coverage for specialized formulas for individuals twelve years of age and older.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]